IN THE HIGH COURT OF JUDICATURE AT BOMBAY

APPELLATE SIDE

CRIMINAL WRIT PETITION NO. 291 OF 2007

KHALID ABDUL RAZAK KAZI .. PETITIONER

Versus

THE STATE OF MAHARASHTRA & ORS. RESPONDENTS

Mrs. Nasreen Ayubi for petitioner

Mr. S. S. Pednekar, APP

CORAM:-SMT. RANJANA DESAI &
ANOOP V. MOHTA, JJ.
DATED:-20/2/2007

P.C.

. In this petition, the petitioner has prayed for a direction that his furlough leave may be extended. The petitioner was granted furlough on 2/2/07. He was to surrender to the prison on 15/2/07. According to the petitioner his mother is ill and, therefore, his furlough leave may be extended.

2. The extension application is rejected on the ground that the reason given by the petitioner for extension is not serious. According to the petitioner his mother is suffering from Diabetis, hypertension and she has stone in both the kidneys.

3. It appears that the petitioner's mother is taking treatment at Bhabha Hospital. In our opinion, no interference is necessary with the order rejecting extension. However, if the petitioner is so advised, he may file an application for parole and if such an application is filed, the authorities may consider it in accordance with law, having regard to the medical condition of the petitioner's mother. If the date of operation of the petitioner's mother is fixed, that circumstances may be taken into consideration. The petitioner to surrender to the prison authorities.

4. Petition is disposed of.

JUDGE.

JUDGE.